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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/698,702	10/31/2003	Charles L. Branch	MSDI-186/PC365.07	1925
53196 7590 10/09/2009 MEDTRONIC Attn: Noreen Johnson - IP Legal Department 2600 Sofamor Danck Drive MEMPHIS, TN 38132			EXAMINER PHILOGENE, PEDRO	
			ART UNIT 3733	PAPER NUMBER
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**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

**Response to Rule 312 Communication****Application No.**

10/698,702

**Applicant(s)**

BRANCH ET AL.

**Examiner**

Pedro Philogene

**Art Unit**

3733

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

1. ☒ The amendment filed on 9/14/09 and 9/21/09 under 37 CFR 1.312 has been considered, and has been:

a) ☐ entered.

b) ☒ entered as directed to matters of form not affecting the scope of the invention.

c) ☐ disapproved because the amendment was filed after the payment of the issue fee.

Any amendment filed after the date the issue fee is paid must be accompanied by a petition under 37 CFR 1.313(c)(1) and the required fee to withdraw the application from issue.

d) ☐ disapproved. See explanation below.

e) ☐ entered in part. See explanation below.

/Pedro Philogene/  
Primary Examiner, Art Unit 3733